

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

In re EXPRESS SCRIPTS, INC.,  
PBM LITIGATION

Master Case No. 4:05-md-01672-HEA

This Document Relates to:

*Food Employers Labor Relations  
Association & United Food and  
Commercial Workers Health and  
Welfare Fund v. Express Scripts, Inc.,  
et al.,*

Case No. 4:06-cv-01612-HEA

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Plaintiff Food Employers Labor Relations Association & United Food and Commercial Workers Health and Welfare Fund, and Defendants Express Scripts, Inc., Value Rx, Inc., National Prescription Administrators, Inc., Diversified Pharmaceutical Services, Inc. and Associated Prescription Services, Inc., pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulate to the dismissal of this entire action with prejudice, with each Party to bear their own respective attorneys' fees, costs, and expenses incurred in the defense and prosecution of this action.

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